

House File 2460

S-5172

1 Amend the amendment, S-5158, to House File 2460,
2 as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 38, line 26, by striking <1,318,246,446>
5 and inserting <1,315,246,446>

6 2. By striking page 41, line 28, through page 42,
7 line 6, and inserting:

8 <12. a. Of the funds appropriated in this section,
9 \$2,041,939 is allocated for the state match for a
10 disproportionate share hospital payment of \$4,544,712
11 to The hospitals that meet both of the conditions
12 specified in subparagraphs (1) and (2).—In addition,
13 the hospitals that meet the conditions specified
14 shall either certify public expenditures or transfer
15 to the medical assistance program an amount equal to
16 provide the nonfederal share for a disproportionate
17 share hospital payment of \$8,772,003 \$26,633,430.
18 The hospitals that meet the conditions specified
19 shall receive and retain 100 percent of the total
20 disproportionate share hospital payment of \$13,316,715
21 \$26,633,430.>

22 3. Page 47, line 33, by striking <17,045,964> and
23 inserting <20,045,964>

24 4. Page 49, after line 32 by inserting:

25 < ____ . Of the funds appropriated in this section,
26 \$3,000,000 shall be used for the family planning
27 services program, including for implementation and
28 administration, if enacted in this 2016 Act.>

29 5. Page 93, after line 19 by inserting:

30 <DIVISION ____

31 STATE FAMILY PLANNING SERVICES PROGRAM

32 Sec. ____ . STATE FAMILY PLANNING SERVICES PROGRAM

33 — ESTABLISHMENT — DISCONTINUATION OF MEDICAID FAMILY
34 PLANNING NETWORK WAIVER.

35 1. The department of human services shall

1 discontinue the Medicaid family planning network waiver
2 effective July 1, 2016, and shall instead establish
3 a state family planning services program. The state
4 program shall replicate the eligibility requirements
5 and other provisions included in the Medicaid family
6 planning network waiver as approved by the centers for
7 Medicare and Medicaid services of the United States
8 department of health and human services in effect on
9 June 30, 2016, but shall provide for distribution
10 of the family planning services program funds in
11 accordance with this section.

12 2. Distribution of family planning services program
13 funds shall be made to eligible applicants in the
14 following order of priority:

15 a. Public entities that provide family planning
16 services including state, county, or local community
17 health clinics and federally qualified health centers.

18 b. Nonpublic entities that, in addition to family
19 planning services, provide required primary health
20 services as described in 42 U.S.C. §254b(b)(1)(A).

21 c. Nonpublic entities that provide family planning
22 services but do not provide required primary health
23 services as described in 42 U.S.C. §254b(b)(1)(A).

24 3. Distribution of family planning services program
25 funds under this section shall be made in a manner that
26 continues access to family planning services.

27 4. Distribution of family planning services program
28 funds shall not be made to any entity that performs
29 abortions or that maintains or operates a facility
30 where abortions are performed. For the purposes of
31 this section, "abortion" does not include any of the
32 following:

33 a. The treatment of a woman for a physical
34 disorder, physical injury, or physical illness,
35 including a life-endangering physical condition caused

1 by or arising from the pregnancy itself, that would,
2 as certified by a physician, place the woman in danger
3 of death.

4 b. The treatment of a woman for a spontaneous
5 abortion, commonly known as a miscarriage, when not all
6 of the products of human conception are expelled.

7 5. Family planning services program funds
8 distributed in accordance with this section shall
9 not be used for direct or indirect costs, including
10 but not limited to administrative costs or expenses,
11 overhead, employee salaries, rent, and telephone and
12 other utility costs, related to providing abortions as
13 specified in subsection 4.

14 6. The department of human services shall submit
15 a report to the governor and the general assembly,
16 annually by January 1, listing any entities that
17 received funds pursuant to subsection 2, paragraph
18 "c", and the amount and type of funds received by such
19 entities during the preceding calendar year. The
20 report shall provide a detailed explanation of how
21 the department determined that distribution of family
22 planning services program funds to such an entity,
23 instead of to an entity described in subsection 2,
24 paragraph "a" or "b", was necessary to prevent severe
25 limitation or elimination of access to family planning
26 services in the region of the state where the entity
27 is located.>

28 6. By renumbering as necessary.

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